

#3



DECLARATION, POWER OF ATTORNEY, AND PETITION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

FULLY AUTOMATED VEHICLE DISPATCHING, MONITORING AND BILLING

the specification of which was filed October 27, 1995 as Application Serial No. unknown, via Express Mail No. TB875314374US.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I hereby acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations § 1.56.

27- And, I hereby appoint Richard H. Evans (R. No. 19,755), John D. Poffenberger (R. No. 20,245), Bruce Tittel (R. No. 22,324), Donald F. Frei (R. No. 21,190), David J. Josephic (R. No. 22,849), A. Ralph Navaro, Jr. (R. No. 23,050), David S. Stallard (R. No. 25,930), J. Robert Chambers (R. No. 25,448), Gregory J. Lunn (R. No. 29,945), Kurt L. Grossman (R. No. 29,799), Clement H. Luken, Jr. (R. No. 32,742), Thomas J. Burger (R. No. 32,662), Gregory F. Ahrens (R. No. 32,957), Joseph R. Jordan (R. No. 25,686), Wayne L. Jacobs (R. No. 35,553), Kurt A. Summe (R. No. 36,023), Keith R. Haupt (R. No. 37,638), Kevin G. Rooney (R. No. 36,330), C. Richard Eby (R. No. 25,854), Theodore R. Remaklus (R. No. 38,754), Thomas W. Humphrey (R. No. 34,353), David E. Pritchard (R. No. 38,273), J. Dwight Poffenberger, Jr. (R. No. 35,324), Stephen W. Barns (R. No. 38,037) and, of counsel, Herbert C. Brinkman (R. No. 16,955) in care of Wood, Herron & Evans, 2700 Carew Tower, Cincinnati, Ohio 45202, and telephone No. 513-241-2324, my attorneys/agents with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. All correspondence should be sent to Thomas W. Humphrey, Wood, Herron & Evans, 2700 Carew Tower, Cincinnati, Ohio 45202.

Wherefore I pray that Letters Patent be granted to me for the invention or discovery described and claimed in the foregoing specification and claims, and I hereby subscribe my name to the foregoing specification and claims, declaration, power of attorney, and this petition.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1-070
Chris C. Smith
Full name of inventor

Chris C. Smith
Inventor's Signature

1/10/96
Date

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2-07
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Applicant :
Attorney Docket No. :
Filed :
Serial Number :
For :

#3

Smith et al.

TRAK/02

October 27, 1995

08/549,380

FULLY AUTOMATED VEHICLE DISPATCHING, MONITORING AND
BILLING

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN**

I hereby declare that I am an official of the small business concern identified below and am empowered to act on behalf of the concern:

NAME OF CONCERN Trak Software, Inc.
ADDRESS OF CONCERN 1 Sperti Drive, P.O. Box 175767, Covington, KY 41017

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when, either directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled FULLY AUTOMATED VEHICLE DISPATCHING, MONITORING AND BILLING by inventor(s) Chris C. Smith, Kenneth W. Edwards described in the specification attached hereto.

The above small business concern has not assigned, granted, conveyed or licensed and is under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(a).

No such assignments have been made or are obligated to be made.

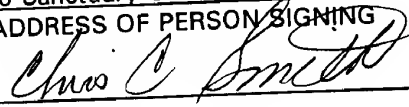
I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28 (b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or patent to which this verified statement is directed.

Chris C. Smith
NAME OF PERSON SIGNING

Vice President
TITLE OF PERSON SIGNING

6 Sanctuary Court, Edgewood, KY 41017
ADDRESS OF PERSON SIGNING


SIGNATURE

1/10/96
DATE